



NOTICE INVITING BIDS

This is a federally-assisted construction contract. Federal Labor Standards Provisions, including prevailing wage requirements of the Davis-Bacon and Related Acts will be enforced. In the event of a conflict between Federal and State wages rates, the higher of the two will prevail.

The Contractor's duty to pay State prevailing wages can be found under Labor Code Section 1770 et seq. and Labor Code Sections 1775 and 1777.7 outline the penalties for failure to pay prevailing wages and employ apprentices including forfeitures and debarment.

This is a HUD Section 3 contract. First preference will be given to a bidder who provides a reasonable bid and is a qualified Section 3 Business Concern. Second preference will be given to a bidder who provides a reasonable bid and commits to achieving the Section 3 employment, training and subcontracting opportunity goals.

1. The City of Morgan Hill ("Owner"), will accept sealed bids for its **Galvan Park Soccer Field Grading and Irrigation Replacement Project** ("Project"), by or before **Tuesday, June 22, 2010, at 2:00 p.m.** at the office of the City Clerk for the City of Morgan Hill, located at 17555 Peak Avenue, Morgan Hill, California, at which time the bids will be publicly opened and read aloud. Owner reserves the right to reject any and all bids and to waive any non-substantive irregularities.

2. This Project requires a valid contractor's license at the time of contract award for the following classification(s): **Class A and/or C-27.**

3. The Scope of Work includes: performing rough grading, constructing water pollution control facilities, installing complete automatic irrigation system, placing soil amendments, performing finish grading, installing drainage improvements, planting, establishing turf, providing pest and disease control, maintaining installed irrigation system and related construction elements during the landscape maintenance period, and other incidental and appurtenant work necessary for the proper construction of the contemplated improvement, as indicated on the project plans.

4. The plans, specifications, and contract documents for the Project ("Contract Documents") may be obtained from the Public Works Engineering Department of the City of Morgan Hill, located in the Development Services

Center, 17575 Peak Avenue, Morgan Hill, CA, (408) 778-6480. Contractors may obtain a copy of the Contract Documents for a deposit of Twenty Five Dollars (\$25.00) per set, plus \$5 mailing USPS. The deposit will be refunded for each set returned in good condition within ten (10) days after the bid opening. Electronic copies of the documents are available for a non-refundable charge of Ten Dollars (\$10.00) per CD.

5. Each bid must be submitted using the Bid Proposal Form provided with the Contract Documents. Each Bid Proposal must be accompanied by bid security of ten percent (10%) of the maximum bid amount, in the form of a cashier's or certified check made payable to the City of Morgan Hill, or a bid bond executed by a surety licensed to do business in the State of California on the Bid Bond form included with the Contract Documents. The bid security shall guarantee that upon award of the bid, the bidder shall execute the contract and submit payment and performance bonds and insurance certificates as required by the Contract Documents within ten (10) days following notice of award of the Contract.

6. This Project is subject to the prevailing wage requirements applicable to the locality in which the Work is to be performed for each craft, classification or type of worker needed to perform the Work, including employer payments for health and welfare, pension, vacation, apprenticeship and similar purposes. These prevailing rates are available online at <http://www.dir.ca.gov/DLSR>. Each Contractor and Subcontractor must pay no less than the specified rates to all workers employed to work on the Project. The schedule of per diem wages is based upon a working day of eight (8) hours. The rate for holiday and overtime work shall be at least time and one-half.

7. Performance and payment bonds will be required of the successful bidder.

8. The substitution of appropriate securities in lieu of retention amounts from progress payments is permitted in accordance with Public Contract Code Section 22300.

9. Pursuant to Public Contract Code Section 4104 each Bid Proposal must include the name and location of the place of business of each subcontractor who shall perform work or service or fabricate or install work for the prime contractor in excess of one-half of one percent ($\frac{1}{2}$ of 1%) of the bid price, using the Subcontractor List form included with the Contract Documents.

10. No bid may be withdrawn for a period of sixty (60) days after bid opening except as provided pursuant to Public Contract Code Sections 5100 et seq.

11. Additional information is provided in the Instructions and Information for Bidders, which should be carefully reviewed by all bidders prior to submitting a Bid Proposal.

12. In the procurement of supplies, equipment, construction, and services by sub-recipients, the conflict of interest provisions in (State LCA - 24 CFR 85.36 and Non-Profit Organizations – 24 CFR 84.4), OMB Circular A-110, and 24 CFR 570.611, respectively, shall apply. No employee, officer or agent of the sub-recipient shall participate in selection, or in the award or administration of a contract supported by Federal funds if a conflict of interest, real or apparent, would be involved.

13. Attention is directed to Sections 1777.5, 1777.6 and 1777.7 of the California Labor Code and Title 8, California Administrative code, Section 200 et seq. to ensure compliance and complete understanding of the law regarding apprentices.

By: /s/ Deputy City Clerk Date: 6/01/10

Publication Dates: 1) 6/4/10 2) 6/11/10